

104TH CONGRESS
1ST SESSION

H. R. 1320

To impose restrictions on the use of certain special purpose aircraft.

IN THE HOUSE OF REPRESENTATIVES

MARCH 24, 1995

Mr. OBERSTAR introduced the following bill; which was referred to the
Committee on Transportation and Infrastructure

A BILL

To impose restrictions on the use of certain special purpose
aircraft.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Special Purpose Air-
5 craft Safety Act of 1995”.

6 **SEC. 2. PROHIBITION.**

7 It shall be unlawful for any person to operate or lease
8 a United States registered aircraft with a maximum cer-
9 tified take-off weight of 12,500 pounds or more, which
10 has been issued a type certificate for a special purpose,
11 and which does not meet a minimum airworthiness code

1 satisfying international agreements for international navi-
2 gation of aircraft, if such aircraft is used for—

3 (1) the carriage of cargo for compensation or
4 hire;

5 (2) operations other than the special purpose
6 for which the type certificate was issued; or

7 (3) special purpose operations conducted out-
8 side the United States, unless the Administrator has
9 specifically authorized such operations outside the
10 United States in accordance with section 3 of this
11 Act.

12 **SEC. 3. EXEMPTIONS.**

13 The Administrator of the Federal Aviation Adminis-
14 tration may authorize the owner or operator of any United
15 States registered aircraft with a maximum certificated
16 take-off weight of 12,500 pounds or more, which has been
17 issued a type certificate for a special purpose, and which
18 does not meet a minimum airworthiness code satisfying
19 international agreements for international navigation of
20 aircraft, to conduct such special purpose operations out-
21 side the United States for a period not to exceed 90 days
22 upon a finding that—

23 (1) the operation of such aircraft to carry out
24 such special purpose operations outside the United
25 States is in the public interest;

1 (2) no standard certificated aircraft capable of
2 performing the operation is available;

3 (3) the operator provides evidence satisfactory
4 to the Administrator that the aeronautical authori-
5 ties of any country in which or over which the air-
6 craft will be operated have agreed to such operations
7 and have been notified that—

8 (A) the aircraft has not been found by the
9 Administrator to comply with such a minimum
10 airworthiness code; and

11 (B) the aircraft has been restricted by the
12 Administrator from operating for any purpose
13 other than the special purpose for which the
14 type certificate was issued; and

15 (4) the owner and operator of such aircraft
16 have provided assurance in writing to the Adminis-
17 trator that such aircraft will not be used for oper-
18 ations which have not been authorized by the Ad-
19 ministrator.

20 **SEC. 4. PENALTIES.**

21 For purposes of chapter 463 of title 49, United
22 States Code, a violation of section 2 of this Act shall be
23 treated as a violation of subpart II of part A of subtitle
24 VII of such title.

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